

UNITED STATES OF AMERICA
DISTRICT COURT FOR THE
DISTRICT OF PUERTO RICO

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CLERK'S OFFICE
DISTRICT COURT
SAN JUAN, PR

JOSUÉ ROMAN-HERNANDEZ

PRO-SE

CASE NO: 3:07-CR-290-12 (PG)

USH NO : 30503-069

VS.

UNITED STATES OF AMERICA

MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(C)(2)

COMES NOW, THE DEFENDANT, JOSUÉ ROMAN-HERNANDEZ; IN PROPER PERSON, UPON MOTION FOR THE HONORABLE COURT, DISTRICT OF PUERTO RICO; UNDER 18 U.S.C. § 3582 (C)(2) IS REQUESTING UPON FACTS THAT THE FEDERAL GOVERNMENT HAS BEEN REDUCING OVER THE PAST FIVE (5) YEARS TWICE AS MUCH OF TWO LEVELS OR FOUR (4) LEVELS, THE DEFENDANT AS NOW HIS SENTENCE WAS REDUCE TO (65) MONTHS FROM, EIGHTY-FOUR (84) MONTHS, ON 01/14/2009 AS TODAY ON 02/15/2012 HONORABLE JUDGE REDUCED TO (65) MONTHS FROM THE ORIGINAL SENTENCE; THE DEFENDANT IS ACTUALLY SERVING A STATE SENTENCE SINCE 3/12/2004 IS BEEN OVER EIGHT (8) YEARS; AND THE BUREAU OF PRISONS AS YET HAS CREDIT TIME SERVE THE DEFENDANT IS BEEN SERVING STATE AND FEDERAL SENTENCE SINCE 3/12/2004 AS MANDATE.

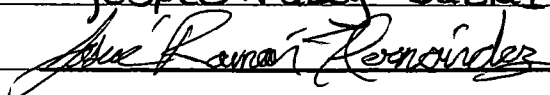
01/14 FOR FILING OF 290 (PG) #12
MOTION FOR RED. SENT. (CRA ON PROHIBITION) &
FOR CREDIT OF TIME SERVED AT THE STATE LEVEL.
*THIS IS A SECOND GRANT MOTION THE FIRST WAS
GRANTED ON 2/15/12 (DE 3716) (RUC)

BASED ON A GUIDELINE SENTENCING RANGE THAT HAS SUBSEQUENTLY BEEN LOWERED AND MADE RETROACTIVE BY THE UNITED STATES SENTENCING COMMISSION PURSUANT TO 28 U.S.C. § 994(u) AND HAVING CONSIDERED SUCH MOTION AND TAKING INTO ACCOUNT THE POLICY STATEMENTS SET FORTH AT USSG §1B1.10 AND THE SENTENCING FACTORS SET FORTH IN 18 USC § 3553(a), TO THE EXTENT THAT THEY ARE APPLICABLE.

FOR ALL THE FOREGOING, REASONS THIS COURT SHOULD GRANT THIS MOTION TO REDUCE THE DEFENDANT SENTENCE AND CREDIT HIS TIME SERVED.

FOR THE REASONS SET FORTH HEREIN, THIS COURT SHOULD REMAND THIS CASE TO THE DISTRICT COURT FOR RESENTENCING.

DATED: JUNE 9, 2012.

RESPECTFULLY SUBMITTED;


JOSUE ROMAN-HERNANDEZ

30503-069

INST PONCE 500

SEGREGACIÓN CELDA #102

P.O. BOX 9008

PONCE, P.R. 00732

JOSUE ROMAN - HERNANDEZ
30503 - 069
INST. PONCE 500, SEGREGACION
CELDA # 102. P.O. Box 9008
PONCE, P.R. 00732

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SAN JUAN, P.R.

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UNITED STATES OF AMERICA

FIRST CIRCUIT COURT

FEDERICO DEGETAU FEDERAL BUILDING

150 CARLOS CHARDIN AVE. ROOM 150
SAN JUAN, P.R. 00918-1767

LEGAL DOCUMENT.

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